IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3362 OF 2006

Shri Mahadeo Gopal Kumbhar .. Petitioner.
Vs.
Shri Bapuso Abdul Attar .. Respondent.

Mr.Manoj Ghatage h/f Mr.S.D.Dharmadhikari for the petitioner.

CORAM : D.B.BHOSALE, J.

DATED : 29TH AUGUST, 2006

P.C.:

. Heard learned counsel for the petitioner.

2. By this writ petition, the petitioner has impugned the order dated 19.1.2006 passed by the trial Court rejecting the application filed by the petitioner-defendant at Exhibit-37 in Regular Civil Suit No.87/2002. By that application the petitioner had prayed for referring the disputed signature in English to the handwriting expert. The application was rejected on the ground that there was no admitted signature in English on record. The defendant has signed Vakilpatra and written statement in Marathi. Even before me the learned advocate for the petitioner could not state as to whether admitted signature in English is on record or it is

possible for him to place it on record. In the circumstances I see no reason to exercise the writ jurisdiction under Article 227 of the Constitution of India. The writ petition fails and is dismissed as such.

(D.B.Bhosale, J.)